

CASE NO.542

CHAY-TON-HOON-KA

Proceedings of a Military Commission commenced at Camp Release opposite the Mouth of Chippewa River by virtue of the following orders

Order No 53-

Head Qrs Camp Release Sept 28th 1862

A Military Commission composed of Col Crooks of the 1st Regt - Lt Col Marshall 7th Regt - Capts Grant & Bailey of the 1st Regt - Lt Allen of the 3rd Regt will convene at ~~same~~ convenient point in camp at 10 o'clock this morning to try summarily the Menette and Indians or Mixed Bloods who may be brought before them by direction of the Col Commanding. And pass judgement upon them if found guilty of Murders or other outrages upon the whites during the present state of hostilities of the Indians. The proceedings of the Commission to be returned to these Head Qrs immediately after their conclusion for the consideration of the Col Commanding

The Commission will be governed in these proceedings by Military Law & Usage

H. H. Sibley

Col Command Military Exp Co

Order No 54 - Head Qrs Camp Release Oct 15th 1862
 I The Military Commission whereof Col Crooks 1st Regt M.V. is President will convene tomorrow at 10 o'clock A.M. or as soon thereafter as practicable and proceed with the business before it

As Lt Col Marshall 7th Regt M.V. being absent on duty Maj Bradley of the same Regt is hereby detailed to fill the vacancy thus occasioned

By order of Genl H. H. Sibley

J. H. Smith - Lt Col

A. A. A. G.

Camp Sibley Iron Agency
Nov 2nd 1862

The Military Commission met
pursuant to the above orders

Present

Colonel Crocker	1 st Regt MN
Maj Bradley	" " "
Capt Grant	" " "
" Beitz	" " "
St. Olen	3 rd " " "
Judge Admunt	

Adj't General McPherson
Mounted Rangers Border

The Military Commission was then duly
sworn and Chay-tu-hum-ka
a pint Indian was arraigned on the
following charge and specification by

342
Head Quarters Camp Sibley
29th October 1862

Charge & Specification against
Chay-tan-hoon-ka

Charge Participation in the
murders robberies outrages committed
by the Sioux Tribe of Indians on the
Minnesota Frontier

Specification In this that he
the said Chay-tan-hoon-ka a Sioux
Indian did join with & participate
in the murders outrages & robberies
committed by the Sioux Tribe of
Indians on the Minnesota Frontier
between the 18th day of August
1862 and the 28th day of September
1862 and particularly in the Battles
at the Fort New Ulm Marsh Lake
& Wood Lake

Witness

David Furbush
Wakarusa

H. H. Sibley
Sg. Genl. Comd.

Prisoner states —

I was at the battle of Birch Creek —
I fired two shots — I fired
at nothing —

Thos - Robertson, Sworn - Says —

He was one of the Indians
who went over the river at Beaver
Creek to kill the whites —

David Canters, Sworn, Says —

The prisoner was among the
party who fired at us at Beaver
Creek —

And thereupon the case being closed
the commission was closed and proceeded
with their finding and sentence

The Military Commission of the
due deliberation on the foregoing find the
prisoner, the said Chay-tan-horn-ka, a Sioux

Verdict as follows

Guilty of the Specification

Guilty of the Charge

and sentence him to be hanged by

the neck until he is dead.

Amesbury

Levi C. Mumford

Sherrill Mil. Com.

Chas. O. Heard

Recorder

R. C. Olin

St. J. Minn. Vol. 4

Judge Advocate Mil. Com.

342

Chas. O. Heard

By

Chas. O. Heard

Sherrill Mil. Com.